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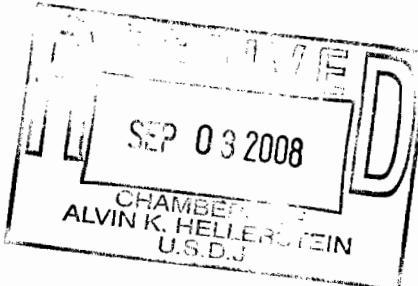
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September 3, 2008

By Fax (212.805.7942)

Hon. Alvin K. Hellerstein
United States District Judge
United States Courthouse
500 Pearl Street
New York, New York 10007



The ITC is
adjourned to Oct. 3,
2008, 9:30 a.m.
9-3-08
Alex Palazzolo

Re: *Zapolski/Rudd LLC v. The Setai Group LLC, et al., 08 Civ. 5445 (AKH)*

Dear Judge Hellerstein:

I represent plaintiff Zapolski/Rudd LLC in this action against the Setai Group LLC ("Setai"), and its members John P. Conroy ("Conroy") and Jonathan J. Breene ("Breene").

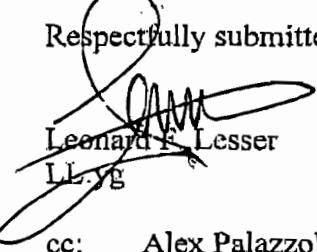
I write pursuant to Rule 1(D) of Your Honor's Individual Rules to request that the Initial Conference, currently scheduled for September 19, 2008 at 9:30 be moved to a date earlier that week.

The reason for this request is that I am required to attend a hearing in another matter, *Asset Management Associates of New York Inc. v. Emerson Telecommunication Products LLC*, 08 Civ. 2128 (TCP)(MLO)(E.D.N.Y.), before Judge Thomas C. Platt in the Eastern District in Islip on September 19, 2008 at 10:30 a.m. I am lead counsel for defendant Emerson Telecommunication Products LLC in that matter.

Defendants have not yet filed any appearance or Answer in this action. Nonetheless, I have copied defendants' in-house counsel on this correspondence.

No prior request to change the Initial Conference date has been made.

Respectfully submitted,


Leonard F. Lesser
LL.C.P.

cc: Alex Palazzolo, Esq. (by e-mail)

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